

Dry Aids Raid Hotel Next to Reisenweber's

Police Seize Wagonload of Liquor; Arrest Porters Accused as Go-Betweens for Restaurant Waiters

State Law Tested in Suit

Swann Restrained From En- forcement Pending Action Over Sacramento Wine

A wagon load of liquor was seized last night at the Circle Hotel, 987 Eighth Avenue, which is separated by a partition from Reisenweber's restaurant in the same building. Detectives Cannon and Conley, of Inspector Boettcher's staff, who made the raid, asserted that diners in Reisenweber's had been able to order liquor from their waiters who obtained it from the hotel.

John Martin, of 363 West Fifty-eighth Street, and Peter Vandorles, of 542 Ninth Avenue, porters at Reisenweber's, were arrested. It is alleged that they were the intermediaries through whom the waiters obtained the liquor.

When the detectives entered the hotel a patrol wagon clattered up and backed against the curb opposite Reisenweber's. Its presence there caused a crowd to collect, in the belief that the restaurant was being raided and its patrons searched.

Diners in the restaurant became somewhat excited also as the police made their way to the street through the hall of the restaurant, laden on each trip with cases of liquor. The seizure filled the patrol wagon from floor to cover and was piled up behind the desk in the West Forty-seventh Street police station.

State Enforcement Restrained
Justice McAvoy, in Special Term, Part II, of the Supreme Court, yesterday enjoined District Attorney Swann from enforcing the Mullen-Gage state dry act against the Exporters Warehouse Company, of 370 Washington Street, while the company is pressing an action to prove the law unconstitutional.

The court also directed the District Attorney and Police Commissioner Enright to show cause next Tuesday why they should not return 1,513 gallons of sacramental wine, seized in April at the plaintiff's warehouse.

The wine was a consignment which the Exporters Warehouse Company received before the state act requiring permits for the issuance of sacramental wine went into effect. Milton C. Weissmann, attorney, of 217 Broadway, announced that, regardless of the New York statute, he was advising his clients that no permit was necessary for such wine. The state law, he said, was unconstitutional.

Louis Pollak is president of the company and David M. Pompan is secretary-treasurer. The prime object of the suit is to prevent the forfeiture of the wine, but it is intended also as a judicial test of enforcement of the Mullen-Gage law. The issues will be argued in court on Tuesday.

Moves to Enjoin Building Owners
Applications for injunctions were filed yesterday in the United States Court against the owners of sixteen buildings in Brooklyn declared to have been used for saloon purposes.

The calendars of the state courts continue clogged with liquor prosecutions, according to Assistant District Attorney Joab Banton, who is preparing to submit the actions to the special grand jury which shortly will be impaneled. The situation, it is said, would be relieved when Justice Henry V. Borst convened the extraordinary term of the Supreme Court early in June.

Four dismissals of liquor cases were recorded yesterday. Magistrate Thomas J. Nolan in Jefferson Market court discharged Charles W. Dumont, of Mount Vernon, N. Y., president of the American Law Publishing Company, who was

charged with transporting two cases of wine he had obtained on a doctor's prescription. Magistrate Nolan also discharged Mrs. Nora Kelly, seventy-seven years old, of 432 West Seventeenth Street, who had passed several days in jail. Assistant District Attorney Henry Goodman said the woman would be used as a witness against Charles Nordant, proprietor of a cafe at 124 Ninth Avenue, who was held in \$1,000 for the grand jury.

Michael Shields, of 545 East 132d Street, the Bronx, was discharged by Magistrate Schwab in the Morrisania court for lack of evidence. The magistrate also discharged Hugh Doyle, of 383 East 160th Street, who was declared to have destroyed the evidence when he dashed a bottle to the floor of the station house.

No Beer Here, Years for Germany
Otto Alberto may have his wish to return to Germany realized. He told Magistrate Tobias in the Yorkville Court he no longer wished to live in this country, because no good beer could be had. In committing Alberto Magistrate Tobias ordered the probation officer to communicate with the Naturalization Bureau to ascertain if the man could be deported.

Sixteen men indicted by the Queens County grand jury were arraigned for preliminary hearing before County Judge Burr Jay Humphrey in Long Island City. All pleaded not guilty. The Van Ness prohibition enforcement act of New Jersey, recently passed, will be tested by Hyman Cantor, of Passaic, who was denied a jury trial by Judge William J. Watson in Passaic. Cantor pleaded not guilty. Cantor announced he would contest the validity of the law on the ground that it failed to provide trial by jury, that the title of the act is defective and that the punishment fixed for violations is in violation of the existing laws regarding disorderly persons.

Girl, 19, Is Accused of Having Two Husbands

Met Old Sweetheart After First Marriage and Changed Her Mind, She Tells Police

Mrs. Helen Teacher, who is nineteen years old and pretty and is said to have two husbands, was arrested last night at her latest home, 411 Bergen Street, Brooklyn, and locked up in the Poplar Street police station, charged with bigamy.

Charles Teacher, a clerk in a broker's office, who lives at 66 East Ninety-fourth Street, Manhattan, says he married the young woman in the City Clerk's office last December. After a few months, he says, she left him, and Thursday he discovered that she was living in Brooklyn and had been married in April to Edward Echar, of 411 Bergen Street, the ceremony taking place at the Baptist Temple, Third Avenue and Schermerhorn Street.

According to the police, their prisoner acknowledged both marriages without hesitation, explaining that she had changed her mind after her marriage to Teacher and decided that she didn't like him after all. Then, according to the police, she met Echar, whom she described as an old sweetheart, and decided that she would make no mistake in marrying him.

Attacks Griswold Will Countess Contubia Says Mother Was Unduly Influenced

ATLANTIC CITY, May 13.—Countess St. Clair de Contubia, daughter of the late Mrs. Gerry Griswold, alleges undue influence have been used in the execution of her mother's will, filed for probate here last week. Countess de Contubia also alleges that her mother is incapable of making a will at the time of its being drawn.

Mrs. Griswold bequeathed her estate, worth more than \$200,000, to Mrs. Mary M. Drischman, wife of a former Atlantic City butcher. The action in behalf of Countess Contubia was taken to-day by Judges C. L. Cole and C. C. Shinn, after they had received instructions from Milan, Italy, to contest the will.

Pajamas Speed Up Broadway,
But They're in a Stolen Box
Joseph Compazzi, of 195 Mulberry Street, took a box containing \$200 worth of silk pajamas from a motor truck at Twenty-ninth Street and Broadway last night, hauled a taxicab and started north with his plunder.

Detectives Finn and Doyle saw him and got aboard the truck, whose driver, Harry Geinn, gave chase to the taxi. They pursued it to Fortieth Street before overtaking it. Compazzi surrendered and was locked up at the West Thirtieth Street police station.

Medical Liquor Chief Wet Evil, Kramer Insists

Hip Flask Toter and Home Brew Leaks Not Serious, but Misuse of Permits Is Considered Alarming

Physicians Denounce Beer Never Saw It Prescribed, Say Two; Dealers Accused of Bond and Brand Forgery

From The Tribune's Washington Bureau
WASHINGTON, May 13.—Prohibition Commissioner John F. Kramer, discussing the difficulties of dry law enforcement at the Volstead bill hearing before the House Judiciary Committee to-day, said that the withdrawals of liquor under medical permits for other uses had assumed serious proportions. Home brew and "the fellow who carries a half pint on his hip" are not taken seriously, the Commissioner said. It is the man who makes a living at transporting and dealing in liquors who presents a difficult problem to enforcement officials. "Nineteen-twentieths of his liquor is not whiskey," Mr. Kramer said, "only colored stuff."

The committee also heard two physicians, Dr. Howard A. Kelly, a surgeon at Johns Hopkins Hospital, and Dr. James M. H. Rowland, professor at the University of Maryland. Both denied that beer was medicine. They said they had never prescribed it, or seen it prescribed. Both declared the efforts of previous witnesses to put the question up to the country's physicians.

Dr. Rowland, answering a question whether beer didn't account for the stature and longevity of the German people, replied:

"I don't know anything of longevity. I am a baby specialist and I work at the front end of life. I do know that beer, or any fluid containing alcohol, is bad for babies."

Beer Ruins Appetites, He Says

Dr. Kelly said that beer ruined rather than improved appetites. Mr. Kramer said his experiences would not justify transfer of the prohibition unit to the Department of Justice. Secretary of the Treasury Mellon favors such action, Mr. Kramer indicated, and added, "The past year should not be looked upon as an indication of what is ahead as far as enforcement is concerned."

"The fault of the thing during the past year does not rest with the law, but with the administration of the law," Commissioner Kramer said. "That's the trouble. I'll be perfectly frank with you."

In taking the stand Mr. Kramer asked that his views be not taken as from one representing the Treasury Department. "I do not know what the views of the Secretary of the Treasury are," he said, "for I have not talked with him."

"There is one beauty in the bill being considered by the committee. It goes to the source of things. The success of the administration of the law depends on how close we can get to the source. It's no use leaving the door open for the horse to run away and then try to catch him. We should close the door."

"If it were not for the fact that the Attorney General rendered an opinion in which he laid down certain fundamental principles we would not need this bill, for we had been doing the same things."

Doctors Prescribe "to the Limit"

Commissioner Kramer told the committee that before the regulations for

physicians had been drawn "the doctors were prescribing to the limit."

"It takes only a few such men to ruin a whole city, and there is no use in trying to handle them unless you lay down a limitation," he added.

"Regulation of the prescriptions has worked well," Mr. Kramer said. "Only a dozen doctors have been complaining, and they will bear watching."

A member of the committee asked if bonds and brand seals are being forged to such great extent.

"They are forging everything," declared Mr. Kramer. "Bottled in bond means nothing now."

Another question brought an estimate that there are in the United States to-day between 35,000,000 and 40,000,000 gallons of whiskey.

Mr. Kramer declared that the great need as an aid to enforcement is prohibition of the export of liquor to Cuba, Canada and other countries. "They ship it over one day and bring it back the next," he said.

There are three distilleries now making whiskey, he stated, and added: "I don't know how much they have made."

Mr. Kramer also admitted upon a question: "There never was a position in the history of the government, such as that of commissioner, where a man could use his job for such political purposes and for other crooked things."

He added that he believed such tactics would be "suicidal" and "told the boys so, though some of them didn't agree."

Regulation of Women's Work Hours Opposed

'Fallacies of Equal Opportunity' Explained at Eastern States Conference

The second of a series of Eastern States conferences was held yesterday at the National Board Headquarters of the Young Women's Christian Association, 600 Lexington Avenue. The organizations represented in the conference were the New York State League of Women Voters, the Women's City Club of New York, the New York Women's Trade Union League, the Consumers' League of New York City, the New York State Consumers' League, the New York State League of Girls' Clubs, the Y. W. C. A., Northeastern Field, and the New York Woman's Christian Temperance Union.

Consideration of ways of improving legislation relating to the regulation of hours and wages for women and minors was one of the principal topics of the session. A communication regarding this was sent to the conference by the Women's Equal Opportunity League. This letter set forth some of the reasons why the league was opposed to legislation regulating hours of the work of women. Mrs. Florence Kelley, of the Consumers' League, spoke in the morning on "The Fallacies of Equal Opportunity."

In the discussion Miss Rose Schneiderman, of the Women's Trade Union League, said that there was at present no such thing as full equality between men and women workers in the industrial world. Other speakers of the day were Dr. John B. Andrews, Professor Thomas I. Parkinson, Professor William F. Ogburn, Owen R. Lovejoy and Robert B. Wolf.

2 Held in \$1,000,000 Ring Atlantic City Yields Prisoners in Rum Smuggling Raid

Special Dispatch to The Tribune
ATLANTIC CITY, May 13.—Two men were arrested here to-day by Deputy United States Marshal Mooney in connection with a whiskey ring which is said to be operating along the New Jersey coast. This ring is declared to have smuggled in more than \$1,000,000 worth of liquor.

One of the men is said to have occupied an apartment over a boatouse in Barrett Avenue, where 5,000 bottles of whiskey, rum and wine were seized. Both men pleaded not guilty to charges of possessing liquor illegally and were released in \$5,000 bail for hearing on May 20.

Andrus Given Nightly Split, Gamblers Say

Partner of Jules Formel at Saratoga in 1919 As- serts District Attorney Kept Check on Profit

Cheated Once, He Thinks

Pastor Testifies of Vain Protests When Boys in Church Were Enmeshed

BALLSTON SPA, N. Y., May 13.—Testimony that District Attorney Charles B. Andrus of Saratoga County, now on trial here for neglect of duty, received protection money from the firm of Jules Formel for the privilege of operating a gambling house in South Broadway, Saratoga Springs, was given at his trial to-day by John R. Ward, of New York City.

Ward declared he had been a partner of Formel, who is now in Dannemora Prison, and the privileges bought were for the summer of 1919. At one time during that summer, Ward said, he had complained to the District Attorney because a police guard had been placed outside the gambling establishment.

On that occasion a difference in an alleged payment to Andrus was checked up from a book the latter took from his safe. Witnesses testified the earnings of the house on one evening were \$7,000 and on another \$38,000. Andrus's share of the first night mentioned was \$1,365, of which Andrus claimed he had received only \$365. The difference, Ward alleged, had been kept by Formel.

The name of the District Attorney was further linked with the Formel establishment by Benny Russell, also of New York, who admitted he was a partner with Ward and Formel. Russell said he tried to regain his investment of \$9,000 from Formel, and that \$6,000 was returned to him in Andrus's office while the latter was present.

Former proprietors of poolrooms in Saratoga Springs declared the police frequented their places, but they did not interrupt business. The Rev. George C. Douglass, of Plattsburgh, former pastor of a church in Saratoga Springs, testified that during 1919 he complained to the District Attorney of gambling on the part of youths of his church and asked Andrus to take action.

Andrus, Mr. Douglass declared, replied the latter must be mistaken about a place he mentioned because the police had reported there was no gambling there.

Insurance on Valuables Up; Special Liquor Rate

Raise Due to Increase in Thefts; Bootleggers' Business Will Be Refused

The co-insurance requirement, compelling any one insuring valuables against theft to insure them for at least 80 per cent of their value, went into effect yesterday with a new schedule of rates adopted by companies connected with the Burglary Insurance Underwriters' Association. The new rates are said to average about 20 per cent higher than the old ones, and there is a special rate of 7½ per cent for insurance on wines and liquors.

"That is because of the moral risk,"

said A. L. Dietrick, of the Fidelity and Casualty Company of Maryland, in explaining this highest premium.

"A man will claim a loss of fifteen or twenty bottles of Scotch, perhaps, when the chances are that he did not lose it all, but drank it himself. It is so easy for a man to forget how much he has had or to find an acute shortage unaccountable."

"Another thing about insuring liquors is that the companies do not want to do business with bootleggers, who have built up a regular industry. Within the last week I have turned down two of them, each with thousands of dollars' worth to insure."

The generally higher rates, it was explained, were due to the fact that previous advances in insurance charges had failed to keep pace with the increase in losses due to theft and burglary.

Home All Cluttered Up With "In-Laws," He Says

Brooklyn Man Begg Court's Aid to Get Rid of His Wife's Belligerent Family

By way of answer to his wife's suit for a separation, Frank C. Neary, of 565 Prospect Place, Brooklyn, asked the Supreme Court in that borough yesterday to rid his home of his wife's relatives. If that were done, he said, the differences between himself and his wife would adjust themselves.

The whole trouble, he said, was that his house was so cluttered up with in-laws and with the cots, cribs and cradles of the children of the in-laws that it was no better than a lodging house. He enumerated his visitors as his mother-in-law, Johanna Saul; his brother-in-law, Harry Saul; Harry Saul's wife, Catherine; another sister-in-law, Wilhelmina Hulzmachen, the two Hulzmachen children and, now and then, their father, the Rev. Dr. J. J. Hulzmachen.

His brother-in-law he described as "a powerful and belligerent man," and, though he offered no description of his mother-in-law, he remarked that once she poked him in the stomach with a revolver and threatened to pull the trigger.

"If the court will only get my wife's relatives out," he said, "and allow me to live with my wife and babies alone I will be ever so thankful."

Murder Evidence Is Found in Death Of Ex-War Flyer

Boston Back Bay Residents Tell Police of Strange Activities Near Where McGilvary Was Found

Special Dispatch to The Tribune
BOSTON, May 13.—An arrest will be made soon, police admitted to-day, in connection with the death of Lieutenant Paton C. McGilvary, war hero and aviator, found in a Back Bay alley with four bullet wounds in his body, and at first thought to have killed himself.

It was admitted also that at least two persons had been found with sufficient information to swing the death theory in the case from suicide to murder. This information was understood to be concerning "the placing of something in the alley" between Garrison and Harcourt Streets where the body was found.

Mrs. Evelyn Clifford and her husband, C. H. Clifford Jr., of 19 Queensberry Street, Back Bay, were two of the persons questioned to-day at the Back Bay station.

Eleven other persons interested in the case were summoned to the Back Bay station. The examination of Mr. and Mrs. Clifford and the eleven other persons was a complete surprise to-day, although the murder theory had been gaining support.

Additional statements were forthcoming to-day from relatives of friends of the dead aviator in refutation of the suicide supposition. J. R. Whitman, close friend of McGilvary, asserts that the aviator was in good spirits the day before his death.

Medical Examiner Leary is quoted as admitting it might have been a case of murder, although present indications point to suicide.

Professor Evander B. McGilvary, of the University of Wisconsin, father of the aviator, who left for Madison, Wis., last night, with the body of his son, holds to the belief that the young man was a victim of foul play.

"I believe my son was murdered and shall leave nothing undone to learn all the facts in the case," he said.

"What I have learned since coming here only confirms my original view. Because I am leaving Boston should not lead people to think I am abandoning the investigation on the theory it is suicide. I have made ample provision for protecting my interests, you may be sure."

Actor Indicted for Bigamy

Harry A. Newton, an actor, twenty-nine years old, who on May 3 was held in \$3,000 bail by Magistrate Rosenblatt in Tombs Court on a charge of bigamy, yesterday was indicted on the same charge by the additional grand jury. Newton is accused of having married three women.

The first wife, Florence S. Maderna, thirty-five years old, of Monticello, Ill., now living at 1890 Broadway, who married Newton August 14, 1911, and Glenn H. Argo, thirty-one years old, of the Jefferson Hotel, Sixth Avenue and Thirty-eighth Street, who married Newton September 1, 1915, were before the grand jury only a few minutes when the indictment was voted. Newton's third wife is Iva Edmondson, twenty years old, of Port Huron, Mich., who married him September 2, 1915.



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